

**PATENT**  
**Customer No. 22,852**  
**Attorney Docket No. 09354.0009-00000**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re National Stage of International )  
Application No. PCT/JP04/11626 of: ) Group Art Unit: 1617  
)  
**Christophe DUMOUSSEAUX et al.** ) Examiner: Marina Lamm  
)  
Application No.: 10/566,965 ) Confirmation No.: 9332  
)  
Filed: August 16, 2006 )  
)  
For: COSMETIC COMPOSITION COMPRISING )  
POROUS PARTICLES INCORPORATING )  
OPTICALLY ACTIVE SUBSTANCES )

**REQUEST FOR CORRECTION OF FILING RECEIPT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We are forwarding herewith a copy of a Filing Receipt which has been received from the U.S. Patent and Trademark Office. There is an error in the Filing Receipt which is indicated in highlight on the copy. The error is that the Filing or 371(c) Date is incorrect. The correct date is August 16, 2006. The correct information is shown in black ink adjacent the erroneous information.

A copy of the date-stamped post card which corroborates the filing of all 35 U.S.C. Requirements on August 16, 2007, is enclosed. A copy of the date stamped transmittal letter obtained from Private Pair indicating the receipt date of August 16, 2006, is also enclosed

We request that a corrected Filing Receipt be supplied as soon as possible.

If any fees are due in connection with the filing of this paper, please charge our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: Deborah M. Herzfeld  
Deborah M. Herzfeld  
Reg. No. 52,211

Dated: August 14, 2007



UNITED STATES PATENT AND TRADEMARK OFFICE

TLV/PAG

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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[www.uspto.gov](http://www.uspto.gov)

APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	TOT CLMS	IND CLMS
10/566,965	08/19/2006 D8/16/2006	1617	1390	09354.0009	14	2

D8/16/2006

22852

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER  
LLP  
901 NEW YORK AVENUE, NW  
WASHINGTON, DC 20001-4413

**RECEIVED**

MAY 09 2007

CONFIRMATION NO. 9332

FILING RECEIPT



\*OC000000023680656\*

Date Mailed: 05/07/2007

FINNEGAN, HENDERSON, FARABOW,  
GARRETT AND DUNNER, LLP

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Christophe Dumousseaux, Kawasaki-shi, JAPAN;  
Tatsunari Goto, Kawasaki-shi, JAPAN;

**Assignment For Published Patent Application**

L'ORÉAL

**Power of Attorney:** The patent practitioners associated with Customer Number 22852.

**Domestic Priority data as claimed by applicant**

This application is a 371 of PCT/JP04/11626 08/05/2004

**Foreign Applications**

JAPAN 2003-286827 08/05/2003

**If Required, Foreign Filing License Granted:** 05/03/2007

**The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/566,965**

**Projected Publication Date:** 08/09/2007

**Non-Publication Request:** No

nk+H 05/09/07 SCC

**Early Publication Request: No**

**Title**

Cosmetic composition comprising porous particles incorporating optically active substances

**Preliminary Class**

424

## **PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The

date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

TU | PAE

**PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:**

National Stage of International Application No. PCT/JP04/11626 under 35 U.S.C. 371

35

**In re Application of:** Christophe DUMOUSSEAUX et al.

**Application No.:** 10/566,965

**Filed:** February 2, 2006

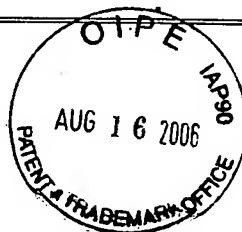
**Group Art Unit:** Unassigned

**Examiner:** Unassigned

**Confirmation No.:** 9332

**FOR:** COSMETIC COMPOSITION COMPRISING POROUS PARTICLES INCORPORATING  
OPTICALLY ACTIVE SUBSTANCES

- 
- PAPERS FILED:**
1. Transmittal Letter (2 pgs.)/copy of Notification of Missing Requirements (2 pgs.)/executed Declaration (2 pgs.)/check for \$130.00
  2. Submission of Assignment of Application/Recordation Form Cover Sheet/executed Assignment (2 pgs.)/check for \$40.00
- 



**Dated:** August 16, 2006

**DUE DATE: AUGUST 16, 2006**

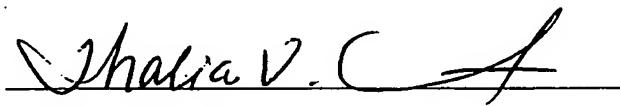
**Client No.:** 09354.0009-00000

(K)  
S17P

**Attorney:** T. Warnement/P. Gebhardtsbauer - MD#620

NAP7 Rec'd PCT/PTO 16 AUG 2006

FORM PTO-1390 REV. 2/01T		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>				09354.0009-00000
				U.S. APPLICATION NO. (If known, see 37CFR1.5)
				10/566,965
INTERNATIONAL APPLICATION NO. <b>PCT/JP04/11626</b>		INTERNATIONAL FILING DATE <b>August 5, 2004</b>		PRIORITY DATE CLAIMED <b>August 5, 2003</b>
<b>TITLE OF INVENTION: COSMETIC COMPOSITION COMPRISING POROUS PARTICLES INCORPORATING OPTICALLY ACTIVE SUBSTANCES</b>				
<b>APPLICANT(S) FOR DO/EO/US: Christophe DUMOUSSEAUX et al.</b>				
Applicant(s) herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:				
1.	<input type="checkbox"/>	This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C 371.		
2.	<input checked="" type="checkbox"/>	This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.		
3.	<input type="checkbox"/>	This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.		
4.	<input type="checkbox"/>	The US has been elected by the expiration of 19 months from the priority date (Article 31).		
5.	<input type="checkbox"/>	A copy of the International Application as filed (35 U.S.C. 371 (c)(2)).		
	a. <input type="checkbox"/>	is attached hereto (required only if not communicated by the International Bureau).		
	b. <input type="checkbox"/>	has been communicated by the International Bureau.		
	c. <input type="checkbox"/>	is not required, as the application was filed with the United States Receiving Office (RO/US).		
6.	<input type="checkbox"/>	An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).		
	a. <input type="checkbox"/>	is attached hereto.		
	b. <input type="checkbox"/>	has been previously submitted under 35 U.S.C. 154 (d)(4).		
7.	<input type="checkbox"/>	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)).		
	a. <input type="checkbox"/>	are attached hereto (required only if not communicated by the International Bureau).		
	b. <input type="checkbox"/>	have been communicated by the International Bureau.		
	c. <input type="checkbox"/>	have not been made; however, the time limit for making such amendments has NOT expired.		
	d. <input type="checkbox"/>	have not been made and will not be made.		
8.	<input type="checkbox"/>	An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).		
9.	<input checked="" type="checkbox"/>	An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).		
10.	<input type="checkbox"/>	An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).		
Items 11 to 20 below concern document(s) or information included:				
11.	<input type="checkbox"/>	Information Disclosure Statement under 37 CFR 1.97 and 1.98		
12.	<input checked="" type="checkbox"/>	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
13.	<input type="checkbox"/>	A <b>FIRST</b> preliminary amendment.		
14.	<input type="checkbox"/>	A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.		
15.	<input type="checkbox"/>	A Substitute specification.		
16.	<input type="checkbox"/>	A change of power of attorney and/or address letter.		
17.	<input type="checkbox"/>	A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.		
18.	<input type="checkbox"/>	A second copy of the published international application under 35 U.S.C. 154 (d)(4).		
19.	<input type="checkbox"/>	A second copy of the English language translation of the international application 35 U.S.C. 154 (d)(4).		
20.	<input checked="" type="checkbox"/>	Other items or information:		
	a. <input type="checkbox"/>	Copy of cover page of International Publication No. WO		
	b. <input checked="" type="checkbox"/>	Copy of Notification of Missing Requirements.		
	c. <input type="checkbox"/>			

U.S. APPLICATION NO. (If known, see 37CFR 1.5) <b>10/566,965</b>		INTERNATIONAL APPLICATION NO. <b>PCT/JP04/11626</b>		ATTORNEY'S DOCKET NUMBER <b>09354.0009-00000</b>
21. <input type="checkbox"/> The following fees are submitted:				CALCULATIONS PTO USE ONLY
<b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</b> \$ 300.00				
National Stage Search Fee ..... \$ 500.00				
National Stage Examination Fee ..... \$ 200.00				
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>				\$
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.				
Total Sheets	Extra Sheets	Number of additional 50 or fraction thereof (rounded up to a whole number)		Rate
85- 100 =	33/50=			x 250.00 \$
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)).				<input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 \$ 130.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	- 20 =		x \$ 50.00 \$	
Independent Claims	-3 =		x \$200.00 \$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+\$360.00 \$	
<b>TOTAL OF THE ABOVE CALCULATIONS =</b>				\$ 130.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.				\$
<b>SUBTOTAL =</b>				\$ 130.00
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest priority date (37 CFR 1.492(f)).				<input type="checkbox"/> 20 <input type="checkbox"/> 30 \$
<b>TOTAL NATIONAL FEE =</b>				\$ 130.00
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.				+ \$ 40.00
08/21/2006 LLANDGRA 00000034 10566965				<b>TOTAL FEES ENCLOSED =</b> \$ 170.00
01 FC:1617 130.00 DP				Amount to be refunded: \$
				charged: \$
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>130.00</u> to cover the surcharge fee for late filing of the Declaration and a check in the amount of \$ <u>40.00</u> to cover the Assignment recordation fee are enclosed.				
b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.				
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-0916</u> .				
d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.				
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.				
SEND ALL CORRESPONDENCE TO: Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. 901 New York Avenue, NW Washington, D.C. 20001-4413				
 Thalia V. Warnement/Registration No. 39,064				
NAME/REGISTRATION NO.				
DATED: August 16, 2006				